

October 19, 2015

A REGULAR MEETING of the Akron Village Board was held on this date at 7:31 p.m. Present: Mayor Carl E. Patterson, Trustees E. Peter Forrestel, Michael R. Middaugh, Keith A. Hatswell; Attorney Andrew Borden, Clerk Daniel P. Borchert, Public Works Manager Jon Cummings and Code Enforcement Officer Michael Borth.

The Mayor led us in the pledge to the flag.

RESOLUTION duly moved by Forrestel seconded by Middaugh that the Minutes of the regular meeting of October 5, 2015 be and hereby is approved by the Village Board.

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KEITH A. HATSWELL - AYE

RESOLUTION, duly moved by Middaugh seconded by Hatswell that the audit of the bills is approved, and the Treasurer authorized to pay same in accordance with the following abstract of audit vouchers:

General Fund	\$ 22,735.52
Electric Fund	\$ 104,946.75
Water Fund	\$ 2,742.85
Sewer Fund	\$ 2,834.14
Trust & Agency	\$ 5,284.07

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KEITH A. HATSWELL - AYE

RESOLUTION duly moved by Forrestel and seconded by Hatswell that the following building permits be and hereby are approved with the applications and approval of the Code Enforcement Officer:

Sharon Schmidt	18 Sylvan Pkwy	Roof	\$50.00
Roger Skeet	40 Marshall Ave	Roof	\$50.00
Pamela Keough	20 Crescent Drive	Fence	\$50.00
Michael Brown	8 Madison Ave	Replace driveway	\$50.00
Carol Gellart	34 Crescent Drive	Roof	\$50.00

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KEITH A. HATSWELL - AYE

RESOLUTION duly moved by Middaugh and seconded by Hatswell that the following Application for Dumpster Permits for the year 2015 be and hereby are approved in accordance with the application filed and payment of the fee of \$50.00:

Roger Skeet	40 Marshall Ave	30 Day	\$50.00
Brian Borth	5 Exchange St	30 Day	\$50.00

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KEITH A. HATSWELL - AYE

PUBLIC HEARING – was held at this time to hear any and all persons for the purpose of addressing the 2016 Community Development Block Grant Program. Clerk Borchert read the Proof of Publication and asked if anyone in attendance wished to speak. Clerk Borchert stated that the Village has had many projects granted from the CDBG such as: numerous sidewalks, water lines on John Street, Bloomingdale Avenue, and Brooklyn Street, total reconstruction of Marshall Avenue, currently the waterline and street reconstruction on upper Hoag Avenue and the Rural Transit Van Service Program shared jointly with the Town of Newstead and Town of Clarence. Clerk Borchert stated that several ideas for next year would include revamping the front entrance way to the Village Hall for handicap accessibility; street, sidewalk, storm water and curbing on lower Hoag Avenue and to continue the Rural Transit Van Service Program jointly with the Town of Newstead and Town of Clarence. Maximum funding for this grant is \$100,000.00 and requests are due by November 2, 2015. The Clerk asked if anyone wished to speak. Resident Bob Scheib suggested continuing the sidewalk from 55 Brooklyn Street to the Brooklyn Street Bridge once it is usable again.

RESOLUTION duly moved by Hatswell and seconded by Middaugh that the Public Hearing with regard to the 2016 Community Development Block Grant Program be and hereby is closed at 7:40

RESOLUTION duly moved by Forrestel and seconded by Middaugh that the No. 1 request for the Community Development Funds for the year 2016 for the Village of Akron be and hereby is street reconstruction, sidewalk, storm water and curbing on the lower half of Hoag Avenue, and that Mayor Carl E. Patterson is authorized to sign, submit and execute a contract with Erie County Community Development Block Grant (ECCDBG) Program for said project, upon approval of ECCDBG.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE

RESOLUTION duly moved by Middaugh and seconded by Forrestel that the No. 2 request for the Community Development Funds for the year 2016 for the Village of Akron be and hereby is to revamp the front of the Village Hall with Handicap Assessable Doors, and that Mayor Carl E. Patterson is authorized to sign, submit and execute a contract with Erie County Community Development Block Grant (ECCDBG) Program for said project, upon approval of ECCDBG.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE

RESOLUTION duly moved by Middaugh and seconded by Forrestel that the No. 3 request for the Community Development Funds for the Year 2016 for the Village of Akron be and hereby is the joint Rural Transit Van Service Project with the Towns of Clarence and Newstead, and that Mayor Carl E. Patterson is authorized to sign, submit and execute a contract with Erie County Community Development Block Grant (ECCDBG) Program for said joint Rural Transit Van Service project, upon approval of ECCDBG.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE

APPEARANCE – none

PUBLIC COMMENT – Sandro Passalacqua from Pizzabella came before the Board to request approval from the Board for a 9' canopy/sign for the new building at 66 Main Street. Code Enforcement Officer Borth explained that due to the fact that the proposed location of the canopy/sign is in the Village right of way, the permit will need

Board approval. Renderings of the canopy/sign were given to the Board members to review and all decided to approve.

RESOLUTION duly moved by Hatswell and seconded by Forrestel to allow the 9' canopy/sign proposed for 66 Main Street to be placed in the Village right of way on the recommendation of the Code Enforcement Officer be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAGH	- AYE
	KEITH A. HATSWELL	- AYE

PROJECT REPORTS – none

MONTHLY REPORTS –

Departments –

CLARK PATTERSON LEE - absent, but a graph report was distributed to the Board. Steve Tanner will be attending the November 2, 2015 Board meeting,

Elected Officials –

TRUSTEES – COORDINATORS

Trustee Perry – absent

Trustee Middaugh – nothing new

Mayor Patterson – reported: reminded the Board that Village Engineer Paul Bowers will be retiring mid-December and would like to invite Donald Hoefler, his replacement to a Board meeting in November; attended the First Indigenous Day on October 12, 2015 which had a great turn out; received a plaque of peace at the Indigenous Day celebration; Mayor Patterson asked Public Works Manager Cummings how the Asset Management program is coming along. Public Works Manager Cummings explained that he had been working with Deputy Clerk Anderson and Clerk Borchert, but really needs a person to administrate the program who has sufficient time to handle the input and administration; Mayor Patterson discussed the 2% tax cap and mentioned that many Communities will exceed the cap due to infrastructure maintenance. And many other Communities are cutting back on services, labor and infrastructure repair to try and stay under the tax cap.

Trustee Forrestel – reported: has been attending monthly Finance Committee meetings, distributed the Water Wastewater Committee meeting minutes

Trustee Hatswell – nothing new

OLD BUSINESS

Clinton Street/Eckerson Avenue Village Land –none

Public Works Facility at 43 East Avenue – Attorney Borden stated that Village Engineer Paul Bowers will be bringing in a list of potential suitors for this property

Cable Contract – Village Attorney Borden is still working on this subject. He reported that the Public Service Commission is aware of the disconnect between the effected Communities and Time Warner

Employee Contract – none

Water & Sewer Monthly Rates – Received comparisons of two different options from Treasurer Tammy Kelley for the new monthly rates of which she recommends

Option 1. After discussion the Board agreed to approve Option 1 and would like it advertised in the Akron Bugle as well as an informational flier sent in the Utility billing.

RESOLUTION duly moved by Forrestel and seconded by Middaugh to approve Option 1 for the new monthly water and sewer rates effective January 1, 2016 as per the recommendation of Treasurer Tammy Kelley be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE

NEW BUSINESS

RESOLUTION duly moved by Hatswell and seconded by Middaugh to authorize the 2015-2106 unpaid village taxes to be forwarded to Erie County Department of Real Property as of November 1, 2015 be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE

RESOLUTION duly moved by Middaugh and seconded by Hatswell to approve the amended sidewalk construction application be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH HATSWELL	- AYE

RESOLUTION duly moved by Forrestel and seconded by Hatswell to approve the following budget transfers:

**General Fund**  
Raise Revenue – A27770 – Miscellaneous \$17.800  
Raise Appropriation  
A3120.0200 Police Equipment \$10,142.71  
A9789.0600 Lease Expense \$ 7,657.29  
Transfers  
A5110.0400 Streets Expenses to A5110.0428 Streets Signs \$500.00  
A5110.0400 Streets Expenses to A5110.0443 Streets Computer Fees \$50.00  
**Water Fund**  
F8330.0400 Water Plant Expenses to F8330.0467 Water Plant Mowers \$100.00  
be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE

Electronic Recycling - Discussion was held regarding the continuation of the electronic recycling program. Suggestions were made to continue to collect electronics until the end of the calendar year and then proceed to schedule two electronic recycling events per year; to limit the number of units per household and to charge for units over the limit. The Board will vote on the issue after hearing what the Town of Newstead suggests.

CORRESPONDENCE

Zoning Board of Appeals Minutes from the meeting held October 7, 2015

Foreclosure notice on a Tinkham Road property owned by Patricia & Doris Curto

Erie County Department of Parks, Recreation & Forestry notification of cross country invitational in Akron Falls Park on Saturday October 24, 2015

Time Warner Cable notification of soon to be expiring agreements with programmers and broadcasters

Town of Amherst Central Fire alarm September 2015 Operations Report  
Minutes from the Planning Board meeting held October 6, 2015.

PUBLIC COMMENT: Resident Martin Schuman wanted to thank the Board and the Police for helping with the noise issue they had recently.

Resident Doug Ceisner asked the Board to explain the Sewer Moratorium regarding outside districts and inside residents.

Mayor Patterson asked Public Works Manager Cummings how the Asset Management program is coming along. Public Works Manager Cummings explained that

RESOLUTION duly moved by Hatswell and seconded by Middaugh to go into executive session regarding the Employee Contract and Personnel issues at 8:50 pm be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE

RESOLUTION duly moved by Forrestel and seconded by Hatswell to come out of executive session regarding the Employee Contract and Personnel issues at 9:44 pm be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE

On motion of Middaugh and seconded by Forrestel at 9:45 p.m. this meeting was  
ADJOURNED

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MAYOR

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CLERK